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PTO/SB/21 (07-06)

TRANSMITTAL FORM

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Total Number of Pages in This Submission

Application Number	10/623,481
Filing Date	July 18, 2003
First Named Inventor	Lim, Jong
Art Unit	1618
Examiner Name	Young, Micah Paul
Total Number of Pages in This Submission	3
Attorney Docket Number	015662-002100US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard
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Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	M. Henry Heines		
Date	10/27/06	Reg. No.	28,219

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On 10/27/06

TOWNSEND and TOWNSEND and CREW LLP

By: 

PATENT

Attorney Docket No.: 015662-002100US

Client Ref. No.: DMI-28

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jong LIM, John N. SHELL, and
Jenny LOUIE-HELM

Application No.: 10/623,481

Filed: July 18, 2003

For: DUAL DRUG DOSAGE FORMS
WITH IMPROVED
SEPARATION OF DRUGS

Customer No.: 20350

Confirmation No. 4558

Examiner: Young, Micah Paul

Technology Center/Art Unit: 1618

ELECTION OF SPECIES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction/Election Requirement mailed September 28, 2006, Applicants hereby elect sulfonylurea compounds as the first drug released and antidiabetic agents of claim 40 and 41 as the second drug released. The claims reading on this species are claims 1-28, 40, 41, and 43-46.

This election is made with traverse since while the different classes of drugs have different biological properties and are administered to treat different conditions, the present invention addresses their release profiles and the means by which they are formulated into a tablet. The efficacy of the drugs and the conditions that they treat are not matters of tabletting or

Application No. 10/623,481, filed July 18, 2003

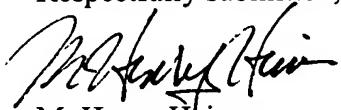
PATENT

Examiner: Young, M.P.; Art Unit: 1618

Election of Species; Reply to Action of September 28, 2006

of controlling release rates and the search should not be concerned with the drugs' therapeutic activities.

Respectfully submitted,



M. Henry Heines
Reg. No. 28,219

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